IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY FOURTH DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MR JUSTICE N.V. RAMANA**

**WRIT PETITION NO : 536 of 2005**

Between:

Daddolu Sugunamma W/o.Srinivasulu Hindu
Thurimerla Village, Dagadarthi Mandal,
Nellore Dist.

**..... PETITIONER**

AND

1 The District Collector Nellore,Nellore Dist.
2 The Revenue Divisional Officer Kavali,Nellore Dist.
3 The Mandal Revenue Officer Dagadarthi Mandal, Nellore dist.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction, one in the nature of Writ of Certiorari calling for the entire records in Rc.No.B/223/04 dt 14-9-2004 issued by the 3rd respondent and quash the same and to pass such other order in the matter.

**Counsel for the Petitioner: MR.K.DURGA PRASAD**

**Counsel for the Respondents: GP FOR REVENUE**

**The Court at the stage of admission made the following:**

-

-

-

-

-

-

-

-

**ORDER:**

-

The petitioner claims to be owner of land admeasuring Ac.0-96 cents in Survey No.339/3, Thurimerla village, Dagadarthi Mandal, Nellore district, having purchased the same under an agreement of sale dated 22-2-1988 and in possession and enjoyment of the same. While so, the impugned order dated 14-9-2004 was passed by the 3rd respondent/Mandal Revenue Officer, resuming the subject land. Questioning the said order, the present writ petition is filed.

Learned Counsel for petitioner submitted that though an appeal as against the impugned order lies to Revenue Divisional Officer, the same is not being entertained by the second respondent and the petitioner is constrained to approach this Court for necessary relief.

Heard the learned counsel for the petitioners and the learned Government Pleader for Revenue. Both counsel agreed for disposal of the writ petition with a direction to the second respondent to consider and dispose of the appeal expeditiously.

Having regard to the above facts, I deem it appropriate to dispose of the writ petition permitting the petitioner to file an appeal together with an application for interim orders, before the second respondent/Revenue Divisional Officer, within a period of two weeks from today. On filing such an appeal, the second respondent/Revenue Divisional Officer is directed to consider the same and pass appropriate orders in accordance with law, on the interlocutory application, expeditiously.

Till such time, status quo existing as on today shall be maintained.

Accordingly, the writ petition is disposed of. No costs.

Dated: 24.01.2005

Dsr/tvk

ASSISTANT REGISTRAR

To:

1 The District Collector Nellore,Nellore Dist.
2 The Revenue Divisional Officer Kavali,Nellore Dist.
3 The Mandal Revenue Officer Dagadarthi Mandal, Nellore dist.

4 Two CCs to the Government Pleader for Revenue,

High Court Buildings, Hyderabad(OUT)

5 Two CD copies

*Form-NIC-OGS/WP{**MVK**}*